

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
SPARTANBURG DIVISION

PATSY BAILEY, INDIVIDUALLY AND  
AS THE PERSONAL REPRESENTATIVE  
OF THE ESTATE OF DONNA RENEE  
BAILEY AND DALE BAILEY,  
INDIVIDUALLY,

Plaintiffs,

vs.

SOUTHEAST AMALGAMATED, INC.  
d/b/a SHELTON OIL & TRANSPORT CO.,  
AND ITS EMPLOYEE, JOHN FINK,  
DECEASED, HIS HEIRS, PERSONAL  
REPRESENTATIVES,  
ADMINISTRATORS, SUCCESSORS AND  
ASSIGNS,

Defendants and Third-Party Plaintiff,

vs.

BRIT STRIBLING AND TAYLOR  
THOMAS STRIBLING

Third-Party Defendants.

---

CHRISTOPHER ANDREWS,

Plaintiff,

v.

SOUTHEAST AMALGAMATED, INC.  
d/b/a SHELTON OIL & TRANSPORT CO.,  
and ESTATE OF JOHN DANIEL FINK,  
Deceased, by and through its PERSONAL  
REPRESENTATIVE GRETA KATHLYN  
FINK,

Defendants.

---

Civil Action No.: 7:16-cv-02799-MGL-KFM

**ORDER GRANTING MOTION TO  
CONSOLIDATE CASES FOR PURPOSES  
OF DISCOVERY DEPOSITIONS**

Civil Action No.: 7:16-cv-2216-MGL

The parties move before the Court to consolidate the above-captioned actions for the purposes of discovery depositions based upon the following:

1. These two cases arise out of an accident that occurred on Interstate 26 in Spartanburg, South Carolina, on June 27, 2015.

2. In both cases, the parties Rule 26(f) discovery plan, Initial Disclosures, and Local Rule 26.03 Interrogatories list nearly identical fact witnesses.

3. Moreover, the Complaints filed by the Plaintiff(s) in each of the cases allege similar allegations against the Defendants Southeast Amalgamated, Inc. d/b/a Shelton Oil & Transport Co. and the Estate of John Fink (collectively, “Defendants”).<sup>1</sup>

4. The parties are informed and believe that common issues of law and fact exist between the two cases.

THEREFORE, IT IS ORDERED THAT the above cases are consolidated for the purposes of discovery depositions to avoid duplication of efforts by the parties.

AND IT IS SO ORDERED.

s/Mary Geiger Lewis  
\_\_\_\_\_  
Hon. Mary Geiger Lewis

September 22, 2016

---

<sup>1</sup> Defendants would set forth that the Plaintiffs in the Estate of Donna Renee Bailey lawsuit, Civil Action No.: 7:16-cv-02799-MGL, are aware that they have asserted that the Fink Estate is not properly named pursuant to S.C. Code Ann. § 62-3-104. Defendants have informed counsel for the Estate of Donna Bailey they will consent to an amended complaint that properly names the personal representative as the Defendant.